

# United States Department of Agriculture,

OFFICE OF THE SECRETARY,

BOARD OF FOOD AND DRUG INSPECTION.

## NOTICE OF JUDGMENT NOS. 5-11, FOOD AND DRUGS ACT.

5. Misbranding of Vanilla Extract. 6. Misbranding of Cider. 7. Misbranding of Eggs. 8. Adulteration of Milk (Formaldehyde). 9. Adulteration of Milk (Water and Formaldehyde). 10. Misbranding of Cocain Hydrochlorid. 11. Adulteration of Milk (Water).

(N. J. 5.)

### MISBRANDING OF VANILLA EXTRACT.

In accordance with the provisions of section 4 of the Food and Drugs Act of June 30, 1906, and of regulation 6 of the rules and regulations for the enforcement of the act, notice is given that on the 26th day of May, 1908, in the United States district court for the western district of New York, in a criminal prosecution by the United States against C. B. Woodworth Sons Company, a corporation conducting business in New York and elsewhere, for violations of section 2 of the aforesaid act in shipping and delivering for shipment from New York to Ohio an adulterated and misbranded vanilla extract, the said C. B. Woodworth Sons Company entered pleas of guilty, whereupon the court imposed upon it a fine of \$100 in respect to the shipment of misbranded extract, and suspended sentence in respect to the shipment of adulterated extract.

The following is a statement of facts upon which the case is based:

On August 7, 1907, an inspector of the Department of Agriculture purchased from Colter & Co., Cincinnati, Ohio, a sample of food product labeled "Double Extract of Vanilla, for flavoring ice creams, custards, sauces, jellies, and pastry, C. B. Woodworth Sons Co., Rochester, N. Y." The product was duly analyzed in the Bureau of Chemistry, Department of Agriculture, and the following results were obtained and stated:

Volume (cc).....	122
Vanillin (per cent).....	0.049
Resins.....	Practically none.
Coal-tar dye.....	Present.

In "Standards of Purity for Food Products," Circular No. 19, Office of the Secretary, Department of Agriculture, established under authority of the act of March 3, 1903, vanilla extract is defined as follows:

Vanilla extract is a flavoring extract prepared from vanilla bean, with or without sugar or glycerin, and contains in one hundred (100) cubic centimeters the soluble matters from not less than ten (10) grams of vanilla bean.

It was thus apparent that the article was both adulterated and misbranded; adulterated because it was not vanilla extract but a mere imitation, colored with a coal-tar dye to make it resemble real vanilla extract. It was also a substitution of an imitation for a genuine food article.

It was misbranded because labeled "Double Extract of Vanilla," when it was in fact an imitation of that article, containing a mere trace of vanilla and a coal-tar dye to impart the color of pure extract.

The Secretary of Agriculture having afforded the manufacturers an opportunity to show any fault or error in the aforesaid analysis, and they having failed to do so, the facts were duly reported to the Attorney-General, who referred the case to the United States attorney for the western district of New York, who filed two informations against said C. B. Woodworth Sons Company, with the result hereinbefore stated.

H. W. WILEY,  
F. L. DUNLAP,  
GEO. P. McCABE,

*Board of Food and Drug Inspection.*

Approved:

W. L. MOORE,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., July 17, 1908.

---

(N. J. 6.)

### MISBRANDING OF CIDER.

In accordance with the provisions of section 4 of the Food and Drugs Act of June 30, 1906, and of regulation 6 of the rules and regulations for the enforcement of the act, notice is given that on the 1st day of June, 1908, in the district court of the United States for the western district of Kentucky, in a proceeding of libel for condemnation of cider, misbranded as to place of manufacture and name of manufacturer, wherein the United States was libellant and the O. L. Gregory Vinegar Company, a corporation, was claimant, the said claimant having admitted the allegations of the libel, a decree of forfeiture and condemnation was rendered in substance and form as follows:

In the District Court of the United States for the Western District of Kentucky.

THE UNITED STATES OF AMERICA VS. TEN BARRELS OF CIDER, ETC.

Came the claimant and moved to the court to order that upon payment of the costs of the libel proceedings herein and the execution and delivery of a good and sufficient bond in the sum of \$200.00, that the articles contained herein